

Message Text

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PAGE 01 STATE 080287
ORIGIN L-03

INFO OCT-01 EUR-12 NEA-10 ISO-00 COME-00 EB-08 /034 R

DRAFTED BY L/EUR:JWWILLIS:NMC

APPROVED BY L/EUR:DAGANTZ

EUR/SE - R. DELABARRE

NEA/ARN:DREUTHER (SUBS)

DESIRED DISTRIBUTION

COMMERCE:OIM:ACORRO

-----091748Z 010586 /42

R 090136Z APR 77

FM SECSTATE WASHDC

TO AMCONSUL IZMIR

AMEMBASSY DAMASCUS

INFO AMEMBASSY ANKARA

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ATTENTION: RICHARD FISHER

E.O. 11652: N/A

TAGS: BDIS, TU, SY

SUBJECT: PRIVATE LEGAL AND BUSINESS DISPUTE BETWEEN
AMERICAN CO. AND TURKISH CO.

1. A U.S. FIRM, GOODSONS, HAS ASKED DEPT ASSISTANCE IN
RESOLVING A BUSINESS DISPUTE WITH IZMIR TURSAN EXPORT-
IMPORT MARKETING LTD., A PRIVATE FIRM IN IZMIR, AND HAS
FURNISHED FOLLOWING INFORMATION:

2. GOODSONS, HAVING SOLD 2000 MT OF CEMENT TO A SYRIAN
CO., BOUGHT THE CEMENT (INCLUSIVE OF COST AND FREIGHT)
FROM IZMIR TURSAN CO., AND PAID FOR THE ORDER TO A TURKISH

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PAGE 02 STATE 080287

BANK. IZMIR TURSAN CO. FAILED TO DELIVER THE CEMENT AND
REFUSES TO RETURN THE MONEY TO GOODSONS BECAUSE OF ALLEGED
DEMURRAGE CHARGES (COSTS OF SHIP'S MAINTENANCE WHILE
WAITING FOR CARGO) ALTHOUGH PURCHASER NORMALLY PAYS
DEMURRAGE CHARGES, IN THIS CASE, IZMIR TURSAN CO., WHICH
CHARTERED THE VESSEL FOR SHIPPING THE CEMENT CLAIMS TO
HAVE PAID THE DEMURRAGE CHARGES UPON AN ALLEGED ORAL

DEMAND OF THE SHIP'S CAPTAIN. NO DOCUMENTATION HAS BEEN SHOWN FOR EITHER THE CAPTAIN'S DEMAND OR IZMIR TURSAN CO.'S PAYMENT OF THE CHARGES. GOODSONS ACTUALLY HAD SENT, ON BEHALF OF THE PURCHASER-SYRIAN TRADING CO., A DEMURRAGE

GUARANTEE FROM A SYRIAN BANK WHICH IZMIR TURSAN CO. REJECTED AS UNACCEPTABLE.

3. GOODSONS IN PROCESS OF INSTITUTING LEGAL ACTION IN TURKISH COURT AGAINST IZMIR TURSAN FOR FRAUD.

4. DEPT WOULD APPRECIATE ANY INFORMATION ADDRESSEES MAY HAVE RE THIS CASE.

VANCE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Sent Date: 09-Apr-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE080287
Document Source: CORE
Document Unique ID: 00
Drafter: JWWILLIS:NMC
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770124-1107
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770471/aaaacjuf.tel
Line Count: 78
Litigation Code IDs:
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Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 8958bca7-c288-dd11-92da-001cc4696bcc
Office: ORIGIN L
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 11-Mar-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2849112
Secure: OPEN
Status: NATIVE
Subject: PRIVATE LEGAL AND BUSINESS DISPUTE BETWEEN AMERICAN CO. AND TURKISH CO.
TAGS: BDIS, TU, SY
To: IZMIR DAMASCUS
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/8958bca7-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009